



Express Mail No. EV 452 775 016 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of:	Karp <i>et al.</i>	Confirmation No.:	2699
Serial No.:	10/822,259	Art Unit:	1626
Filed:	April 9, 2004	Examiner:	Lee, Susannah E.
For:	1,2,4-OXADIAZOLE BENZOIC ACID COMPOUNDS AND THEIR USE FOR NONSENSE SUPPRESSION AND THE TREATMENT OF DISEASE	Attorney Docket No:	10589-035-999 (CAM No.: 109843-999034)

**REQUEST TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.48(a)(1), Applicant respectfully requests correction of inventorship to include Young-Choon Moon as an inventor of the above-identified application. The omission of Young-Choon Moon was inadvertent and occurred without deceptive intent.

The correct inventorship of the above-identified application is:

**Gary Mitchell Karp**  
**Seongwoo Hwang**  
**Guangming Chen**  
**Neil Gregory Almstead**  
**Young-Choon Moon**

Applicant concurrently submits herewith: (i) a Statement by Inventor to be Added pursuant to 37 C.F.R. § 1.48(a)(2); (ii) a new Declaration executed by the inventors

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(including Young-Choon Moon) pursuant to 37 C.F.R. § 1.48(a)(3); and (iii) Written Consent of the Assignee For Correction of Inventorship pursuant to 37 C.F.R. § 1.48(a)(5).

An Assignment executed by Young-Choon Moon assigning all rights in the invention to PTC Therapeutics, Inc. is being submitted under separate cover.

Applicant respectfully urges consideration of this request to include Young-Choon Moon as an inventor of the above-identified application in view of the documents submitted herewith.

Upon grant of this request, Applicant respectfully requests that an amended filing receipt be issued in connection with the above-identified application listing the corrected inventorship.

It is estimated that a Processing Fee of \$130.00 pursuant to 37 C.F.R. §§ 1.48(a)(4) and 1.17(i) is due in connection with this request. Please charge the required fee to Jones Day Deposit Account No. 50-3013. A copy of this document is enclosed.

Respectfully submitted,

*Anthony M. Insogna, Reg. No. 35,203*  
*By: Michael J. Bruner, Reg. No. 47,458*

Date April 26, 2005

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By: Michael J. Bruner (Reg. No. 47,458)

For: Anthony M. Insogna (Reg. No. 35,203)

**JONES DAY**  
222 East 41st Street  
New York, New York 10017  
(858) 314-1130



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Karp *et al.* Confirmation No.: 2699  
Serial No.: 10/822,259 Art Unit: 1626  
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THEIR USE FOR NONSENSE SUPPRESSION AND THE  
TREATMENT OF DISEASE Attorney Docket No: 10589-035-999  
(CAM No.: 109843-999034)

**STATEMENT BY INVENTOR**  
**TO BE ADDED PURSUANT TO 37 C.F.R. § 1.48(a)(2)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, Young-Choon Moon, have reviewed and understand the content of the Request to Correct Inventorship Under 37 C.F.R. § 1.48(a) submitted concurrently herewith to amend the above-identified application to correctly name all of the co-inventors: Gary Mitchell Karp, Seongwoo Hwang, Guangming Chen, Neil Gregory Almstead and Young-Choon Moon.

I hereby state that the amendment of the inventorship to add my name is due to an error that occurred without deceptive intention on my part in the omission of my name as an inventor.

Date: April 4, 2005

Signature:

Typed Name: Young-Choon Moon



## DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION\*

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am an original, first and joint inventor, of the subject matter which is claimed and for which a patent is sought on the invention entitled

**1,2,4-OXADIAZOLE BENZOIC ACID COMPOUNDS AND THEIR USE FOR NONSENSE SUPPRESSION AND THE TREATMENT OF DISEASE**

and for which a patent application:

- ☐ is attached hereto
- ☒ was filed in the United States on April 9, 2004 as Application No. 10/822,259 (for declaration not accompanying application) with amendment(s) filed on (if applicable)
- ☐ was filed as PCT international Application No. on and was amended under PCT Article 19 on (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION				
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED	
			YES <input type="checkbox"/>	NO <input type="checkbox"/>
			YES <input type="checkbox"/>	NO <input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

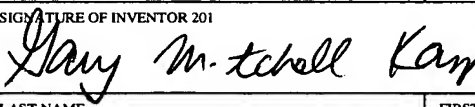


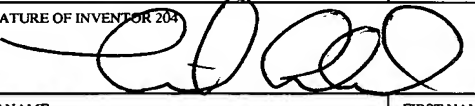

PROVISIONAL APPLICATION NUMBER	FILING DATE
60/461,988	April 11, 2003

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED

\* for use only when the application is assigned to a company, partnership or other organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2 0 1	FULL NAME OF INVENTOR	LAST NAME <b>KARP</b>	FIRST NAME <b>GARY</b>	MIDDLE NAME <b>MITCHELL</b>	
	RESIDENCE & CITIZENSHIP	CITY <b>PRINCETON JUNCTION</b>	STATE OR FOREIGN COUNTRY <b>NJ</b>	COUNTRY OF CITIZENSHIP <b>UNITED STATES</b>	
	POST OFFICE ADDRESS	STREET <b>37 CARTWRIGHT DRIVE</b>	CITY <b>PRINCETON JUNCTION</b>	STATE OR COUNTRY <b>NJ</b>	ZIP CODE <b>08550</b>
	SIGNATURE OF INVENTOR 201 			DATE <b>4/4/05</b>	
2 0 2	FULL NAME OF INVENTOR	LAST NAME <b>HWANG</b>	FIRST NAME <b>SEONGWOO</b>	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY <b>EDISON</b>	STATE OR FOREIGN COUNTRY <b>NJ</b>	COUNTRY OF CITIZENSHIP <b>KOREA</b>	
	POST OFFICE ADDRESS	STREET <b>227 SUTTONS LANE</b>	CITY <b>EDISON</b>	STATE OR COUNTRY <b>NJ</b>	ZIP CODE <b>08817</b>
	SIGNATURE OF INVENTOR 202 			DATE <b>4/4/05</b>	
2 0 3	FULL NAME OF INVENTOR	LAST NAME <b>CHEN</b>	FIRST NAME <b>GUANGMING</b>	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY <b>BRIDGEWATER</b>	STATE OR FOREIGN COUNTRY <b>NJ</b>	COUNTRY OF CITIZENSHIP <b>PEOPLE'S REPUBLIC OF CHINA</b>	
	POST OFFICE ADDRESS	STREET <b>1402 STECH DRIVE</b>	CITY <b>BRIDGEWATER</b>	STATE OR COUNTRY <b>NJ</b>	ZIP CODE <b>08807</b>
	SIGNATURE OF INVENTOR 203 			DATE <b>04/04/2005</b>	
2 0 4	FULL NAME OF INVENTOR	LAST NAME <b>ALMSTEAD</b>	FIRST NAME <b>NEIL</b>	MIDDLE NAME <b>GREGORY</b>	
	RESIDENCE & CITIZENSHIP	CITY <b>PRINCETON</b>	STATE OR FOREIGN COUNTRY <b>NJ</b>	COUNTRY OF CITIZENSHIP <b>UNITED STATES</b>	
	POST OFFICE ADDRESS	STREET <b>179 LONGVIEW DRIVE</b>	CITY <b>PRINCETON</b>	STATE OR COUNTRY <b>NJ</b>	ZIP CODE <b>08540</b>
	SIGNATURE OF INVENTOR 204 			DATE <b>04/04/2005</b>	
2 0 5	FULL NAME OF INVENTOR	LAST NAME <b>MOON</b>	FIRST NAME <b>YOUNG-CHOON</b>	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY <b>BELLE MEAD</b>	STATE OR FOREIGN COUNTRY <b>NJ</b>	COUNTRY OF CITIZENSHIP <b>KOREA</b>	
	POST OFFICE ADDRESS	STREET <b>11 EDGEWOOD DRIVE</b>	CITY <b>BELLE MEAD</b>	STATE OR COUNTRY <b>NJ</b>	ZIP CODE <b>08502</b>
	SIGNATURE OF INVENTOR 204 			DATE <b>4/4/05</b>	



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**WRITTEN CONSENT BY ASSIGNEE FOR CORRECTION  
OF INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

PTC Therapeutics, Inc., a corporation organized and existing under the laws of the state of Delaware, having a place of business at 100 Corporate Court, Middlesex Business Center, South Plainfield, New Jersey 07080, as Assignee of the entire right, title and interest in U.S. Patent Application No. 10/822,259, filed April 9, 2004, entitled "1,2,4-OXADIAZOLE BENZOIC ACID COMPOUNDS AND THEIR USE FOR NONSENSE SUPPRESSION AND THE TREATMENT OF DISEASE," hereby consents to the amendment of the application to name the following actual inventors:

**Gary Mitchell Karp**  
**Seongwoo Hwang**  
**Guangming Chen**  
**Neil Gregory Almstead**  
**Young-Choon Moon**

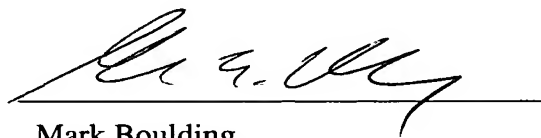
Inventors Gary Mitchell Karp, Seongwoo Hwang, Guangming Chen and Neil Gregory Almstead assigned their rights in the above-identified application to PTC Therapeutics, Inc. in an Assignment which was recorded in the United States Patent and Trademark Office on April 9, 2004 at Reel 015213, Frame 0972. An Assignment executed by Young-Choon Moon assigning all rights in the above-identified application to PTC Therapeutics, Inc. is being submitted under separate cover.

The undersigned is authorized to act on behalf of the Assignee.

I hereby declare that all statements made herein of my knowledge are true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: April 4, 2005

Signature: \_\_\_\_\_



Typed Name: Mark Boulding

Position/Title: Senior Vice-President  
Business Development & Legal